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12/29/2005 DWILLIA4 00000002 071896 09454223

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PATENT
Attorney Docket No.: UCSD1590

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard S. Kornbluth
Application No.: 09/454,223
Filed: December 9, 1999
Title: MULTIMERIC FUSION PROTEINS OF TNF SUPERFAMILY LIGANDS

Art Unit: 1647
Examiner: J. Seharaseyon
Confirmation No. 3505

File only

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

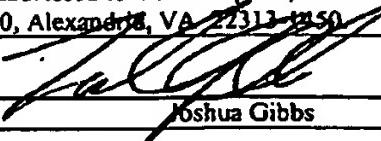
AMENDMENT AFTER FINAL

Sir:

Responsive to the Office Action mailed June 27, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

| |
|--|
| "EXPRESS MAIL" Mailing Label Number: EV792027346 US |
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| I hereby certify under 37 CFR§ 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. |
|  |
| Joshua Gibbs |

In re Application of:

Kornbluth

Application No.: 09/454,223

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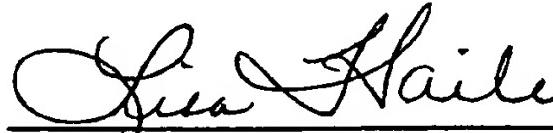
Therefore, the claims are enabled because the specification provides appropriate guidance, working examples, and prediction of function based on observed properties of the claimed polypeptide such that one of skill in the art could practice the invention as claimed, in the absence of undue experimentation.

For these reasons, Applicant respectfully requests that the rejection, including as it may be applied to the amended claims, be withdrawn.

Conclusion

In view of the above amendments and remarks, Applicant submits that pending claims 7 and 16-28 are in condition for allowance, or are in better condition for appeal. The Examiner is invited to contact Applicant's undersigned representative if there are any questions relating to this submission. The Commissioner is hereby authorized to charge any fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 07-1896.

Respectfully submitted,



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PATENT APPLICATION FEE DETERMINATION RECORD
Effective November 10, 1998

Application or Docket Number

91454223

CLAIMS AS FILED - PART I

| FOR | NUMBER FILED | NUMBER EXTRA |
|----------------------------------|---------------|--------------|
| BASIC FEE | | |
| TOTAL CLAIMS | 15 minus 20 = | * |
| INDEPENDENT CLAIMS | 8 minus 3 = | 5 |
| MULTIPLE DEPENDENT CLAIM PRESENT | | |

* If the difference in column 1 is less than zero, enter "0" in column 2

| SMALL ENTITY TYPE | OTHER THAN SMALL ENTITY |
|-------------------|-------------------------|
| RATE | 380.00 |
| OR | 760.00 |
| X\$ 9= | |
| OR | X\$18= |
| X39= | 195 |
| OR | X78= |
| +130= | |
| OR | +260= |
| TOTAL | 575 |
| OR | TOTAL |

8/16/98 CLAIMS AS AMENDED - PART II

| AMENDMENT A | (Column 1) | (Column 2) | (Column 3) |
|--|----------------------------------|------------------------------------|---------------|
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
| Total | * 15 | Minus | ** 20 = 1 |
| Independent | * 8 | Minus | ** 8 = 1 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

| SMALL ENTITY | OTHER THAN SMALL ENTITY |
|------------------|-------------------------|
| RATE | ADDITIONAL FEE |
| X\$ 9= | |
| OR | X\$18= |
| X39= | |
| OR | X78= |
| +130= | |
| OR | +260= |
| TOTAL ADDIT. FEE | |
| OR | TOTAL ADDIT. FEE |

| AMENDMENT B | (Column 1) | (Column 2) | (Column 3) |
|--|----------------------------------|------------------------------------|---------------|
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
| Total | * 28 | Minus | ** 20 = 8 |
| Independent | * 8 | Minus | ** 8 = 1 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

| AMENDMENT B | RATE | ADDITIONAL FEE | RATE | ADDITIONAL FEE |
|------------------|--------|----------------|------------------|----------------|
| | X\$ 9= | 200 | X\$18= | |
| Total | X39= | | X78= | |
| Independent | +130= | | +260= | |
| TOTAL ADDIT. FEE | | 200 | TOTAL ADDIT. FEE | |

| AMENDMENT C | (Column 1) | (Column 2) | (Column 3) |
|--|----------------------------------|------------------------------------|---------------|
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
| Total | * 8 | Minus | ** = |
| Independent | * 8 | Minus | ** = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | |

| AMENDMENT C | RATE | ADDITIONAL FEE | RATE | ADDITIONAL FEE |
|------------------|--------|----------------|------------------|----------------|
| | X\$ 9= | | X\$18= | |
| Total | X39= | | X78= | |
| Independent | +130= | | +260= | |
| TOTAL ADDIT. FEE | | | TOTAL ADDIT. FEE | |

- * If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.